

AMENDED IN SENATE JUNE 9, 2009
AMENDED IN ASSEMBLY MARCH 31, 2009
CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 528

Introduced by Assembly Member Silva

February 25, 2009

An act to ~~add Section 56100.05 to, and to amend Sections 56100.1, 56700.1, 57009, and 82035.5 of;~~ the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 528, as amended, Silva. Local government: reorganization: expenditure reporting.

(1) Existing law, the Cortese-Knox-Hertzberg Local Government Reorganization Act, requires contributions and expenditures for political purposes on boundary changes approved by a local agency formation commission be disclosed and reported to the commission to the same extent and subject to the same requirements of the Political Reform Act of 1974 as provided for local initiative measures.

This bill would revise these provisions to require the expenditures to be disclosed and reported pursuant to the Political Reform Act of 1974.

(2) Existing law, for purposes of the Political Reform Act of 1974, defines "LAFCO proposal" to mean a proposal, as defined by the Cortese-Knox-Hertzberg Local Government Reorganization Act, that is initiated as a petition for filing with a local agency formation commission.

This bill would revise the definition of “LAFCO proposal” to mean Cortese-Knox-Hertzberg Local Government Reorganization Act, including a proceeding, as defined by that act.

(3) The Political Reform Act of 1974, an initiative measure, provides that the Legislature may amend the act to further the act’s purposes upon a $\frac{2}{3}$ vote of each house and compliance with specified procedural requirements. This bill would declare that it furthers the purposes of the act.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 56100.05 is added to the Government~~
2 ~~Code, to read:~~
3 ~~56100.05. Contributions and expenditures for political purpose~~
4 ~~related to a proposal or proceeding shall be disclosed and reported~~
5 ~~pursuant to Article 2.5 (commencing with Section 84250) of~~
6 ~~Chapter 4 of the Political Reform Act of 1974 (Title 9~~
7 ~~(commencing with Section 81000)).~~
8 ~~SEC. 2.~~
9 ~~SECTION 1.~~ Section 56100.1 of the Government Code is
10 amended to read:
11 56100.1. ~~A~~(a) *Contributions and expenditures for political*
12 *purposes related to a proposal or proceeding shall be disclosed*
13 *and reported pursuant to Article 2.5 (commencing with Section*
14 *84350) of Chapter 4 of the Political Reform Act of 1974 (Title 9*
15 *(commencing with Section 81000)).*
16 (b) A commission may require, through the adoption of written
17 policies and procedures, additional disclosure of contributions in
18 support of or opposition to a proposal, which shall be made either
19 to the commission’s executive officer, in which case it shall be
20 posted on the commission’s Internet Web site, if applicable, or to
21 the board of supervisors of the county in which the commission
22 is located, which may designate a county officer to receive the
23 disclosure. Disclosure pursuant to a requirement under the authority
24 provided in this section shall be in addition to any disclosure
25 otherwise required by Section ~~56100.05~~, 56700.1, ~~or~~ 57009, or
26 local ordinance.

~~SEC. 3.~~

SEC. 2. Section 56700.1 of the Government Code is amended to read:

56700.1. Expenditures for political purposes related to a proposal for a change of organization or reorganization that will be submitted to a commission pursuant to this part, and contributions in support of or in opposition to those proposals, shall be disclosed and reported pursuant to ~~Sections 56100.05 and~~ Section 56100.1.

~~SEC. 4.~~

SEC. 3. Section 57009 of the Government Code is amended to read:

57009. Expenditures for political purposes related to proceedings for a change of organization or reorganization that will be conducted pursuant to this part, and contributions in support of or in opposition to those proceedings, shall be disclosed and reported pursuant to ~~Sections 56100.05 and~~ Section 56100.1.

~~SEC. 5.~~

SEC. 4. Section 82035.5 of the Government Code is amended to read:

82035.5. "LAFCO proposal" means a proposal, as defined in Section 56069, including a proceeding, as defined by Section 56067.

~~SEC. 6.~~

SEC. 5. The Legislature finds and declares that this bill furthers the purposes of the Political Reform Act of 1974 within the meaning of subdivision (a) of Section 81012 of the Government Code.